

**REMARKS**

Claims 25 and 27-29 stand rejected under 35 USC 103(a) as being unpatentable over Okawa in view of O'Donnell. In the pending action, the Examiner states that the declaration provided with the response dated January 22, 2010, was insufficient to show that the inventors of this application were in possession of a method of producing an aliphatic polyester multifilament crimped yarn as claimed prior to April 10, 2002, the publication date of the Okawa reference. Specifically, the Examiner states that the declaration was insufficient because it did not include a copy of the data sheet that was discussed in the declaration. Accordingly, attached hereto is a copy of the declaration with the data sheet attached. Applicants apologize for this oversight in the last response.

Since as discussed in the response dated January 22, 2010, this declaration including the attached data sheet removes the Okawa reference as a prior art references against the pending claims, the pending rejection should be withdrawn.

In view of the above, each of the claims in this application is in condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejections of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and

authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **Docket No. 360842009711**.

Dated: March 18, 2010

Respectfully submitted,

By 

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Attachment